

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of )

MIR A. IMRAN )

Group Art Unit: 3736 )

Serial No.: 09/892,404 )

Examiner: Marmor II, Charles Alan )

Filed: June 26, 2001 )

Customer No.: 23308 )

Confirmation No.: 2169 )

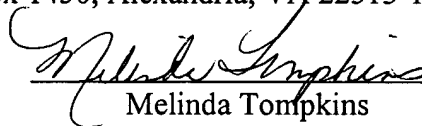
For: CAPSULE AND METHOD FOR  
TREATING OR DIAGNOSING THE  
INTESTINAL TRACT

MAIL STOP AMENDMENT  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

Sir:

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 20, 2005.

  
Melinda Tompkins**Response to Election of Species Requirement and Preliminary Amendment**

This is in response to an election of invention requirement dated October 5, 2005 and further in response to restriction requirement made by telephone conference between the Examiner and Applicants' attorney on December 20, 2005. In addition Applicants submit the following preliminary amendment.

Please amend the above identified application as follows: